

# Exhibit B

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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MARIO GOMEZ-CRUZ, JORGE VASQUEZ and :  
ANGEL FLORES, on behalf of themselves and :  
on behalf of all other similarly-situated persons, :

Plaintiffs, :

v. :

PANZNER DEMOLITION AND CONTRACTING :  
CORP., PANZNER DEMO & ABATEMENT :  
CORP., TODD PANZNER, in his official and :  
individual capacities, and KEITH PANZNER, in his :  
official and individual capacities, :

Defendants. :

No.: 13-CV-0766 (GRB)

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**ELECTRONICALLY STORED INFORMATION PROTOCOL**

Plaintiff and Defendants in the above-captioned matter, hereby agree to the following  
protocol for Defendants' search of electronically stored information ("ESI"):

1. **Custodians**. The parties have agreed that Defendants will conduct ESI searches  
for the following custodians for the period of February 11, 2006 to the present:

- Todd Panzner
- Keith Panzner
- Shannon Panzner
- Anthony Carrozzo
- Donald Hagendorf, Jr.
- Peter Conti
- Joseph Baier
- Karl Boland
- Christopher C. Diorio
- Samuel V. Gallino
- Michael Gentile
- Scott P. Hayden
- Mark Ingebretsen
- Christopher J. Matriciano
- Anthony Pace
- Todd Panzer, Jr.

- Tyler Panzner
- Natalia Santana
- Thomas L. Sciotto
- Jarobi Williams
- Toniann Esposito
- Maryann Panzner

Plaintiff reserves the right to request the inclusion of additional custodians as may be necessary during the course of discovery.

**2. Items To Be Inspected.** The parties have agreed that personal and corporate e-mail systems, network shares, and hard drives of the custodians that are available to Defendants, will be subject to the ESI searches.

**3. Search Terms.** The parties have agreed that the following search terms will be used in connection with the ESI searches:

Custodian	Search Terms
Todd Panzner	Wage!
Keith Panzner	Hour!
Shannon Panzner	Contract!
Anthony Carrozzo	Work!
Donald Hagendorf, Jr.	Gomez
Peter Conti	Flores
Joseph Baier	Vasquez
Karl Boland	Overtime
Christopher C. Diorio	"OT"
Samuel V. Gallino	"O.T."
Michael Gentile	Forty
Scott P. Hayden	40
Mark Ingebretsen	Violation!
Christopher J. Matriciano	Pay!
	Duties
	Schedule!
	Cash
	Breach!
	Fraud!
	Rate!
	"New York Labor Law"
	NYLL
	Expenses
	"Wage Statements"
	Investigation!
	FLSA
	"Fair Labor Standards Act"

Anthony Pace	Scrap Metal Law!
Todd Panzer, Jr.	
Tyler Panzner	
Natalia Santana	
Thomas L. Sciotto	
Jarobi Williams	
Toniann Esposito	
Maryann Panzner	

4. **Form of Production.** Plaintiff specifies that any electronically stored information be produced as a Concordance load file (.txt or .dat extension) that used the Concordance default delimiters and yyyyymmdd date format and contains the following fields:

BEGNO Text 60  
ENDNO Text 60  
ATTACHBEGIN Text 60  
ATTACHEND Text 60  
SENTONDATE Date M  
RECEIVEDDATE Date M  
MODIFIEDDATE Date M  
CREATEDDATE Date M  
AUTHOR Paragraph 16  
TO Paragraph 16  
CC Paragraph 16  
BCC Paragraph 16  
SUBJECT Paragraph 16  
TITLE  
FULL TEXT

The Concordance load file should be (i) logically unitized (unless generated from EDD processing), (ii) produced with corresponding single page .tiff images, and (iii) produced with corresponding Opticon log file Iprop ifp.

5. **Timing of Production.** Defendants shall produce all ESI pursuant to the criteria set forth herein, on or before \_\_\_\_\_.

Dated: January \_\_, 2014  
New York, NY

WIGDOR LLP

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*Attorneys for Plaintiffs*

Dated: January \_\_, 2014  
White Plains, NY

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*Attorneys for Defendants*

SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2014

Central Islip, New York

\_\_\_\_\_  
The Honorable Gary R. Brown  
United States Magistrate Judge